

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

PATRICK B. JOHNSON,

Petitioner,

ORDER

v.

09-cv-178-bbc

RANDY STAMMAN, Sauk Co. Jail Sheriff
and WIS. DEPT. OF CORR.,

Respondents.

Petitioner Patrick B. Johnson, a prisoner at the Sauk County jail in Baraboo, Wisconsin, has submitted a proposed complaint. He asks for leave to proceed in forma pauperis. Because petitioner is a prisoner, he is subject to the 1996 Prisoner Litigation Reform Act. This means that before this court may decide whether he can proceed with his complaint in forma pauperis, petitioner will have to make an initial partial payment of the filing fee. From the trust fund account statement petitioner has submitted, I calculate his initial partial payment to be \$.77. Also, he must pay the remainder of the fee in monthly installments even if his request for leave to proceed is denied. Petitioner should show a copy of this order to prison officials to insure that they are aware they should send petitioner's

initial partial payment to this court.

ORDER

IT IS ORDERED that petitioner is assessed \$.77 as an initial partial payment of the \$350 fee for filing this case. He is to submit a check or money order made payable to the clerk of court in the amount of \$.77 on or before April 22, 2009. If, by April 22, 2009, petitioner fails to make the initial partial payment or show cause for his failure to do so, he will be held to have withdrawn this action voluntarily. In that event, the clerk of court is directed to close this file without prejudice to petitioner's filing his case at a later date.

Entered this 1st day of April, 2009.

BY THE COURT:

/s/

BARBARA B. CRABB
District Judge